

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

CLIVE MCFARLANE,

Defendant

) Criminal No.

)

) Violation:

)

) Count One: Felon in Possession of a

) Firearm and Ammunition

) (18 U.S.C. § 922(g)(1))

)

) Firearm Forfeiture Allegation:

) (18 U.S.C. § 924(d); 28 U.S.C. § 2461(c))

INDICTMENT

COUNT ONE

Felon in Possession of a Firearm and Ammunition

(18 U.S.C. § 922(g)(1))

The Grand Jury charges:

On or about August 27, 2019, in Brockton, in the District of Massachusetts, the  
defendant,

CLIVE MCFARLANE,

knowing that he was previously convicted in a court of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess, in and affecting commerce, a firearm and ammunition, that is, a Röhm Gesellschaft .25 caliber revolver bearing model number RG42 and serial number 100122, one round of Remington .25 AUTO caliber ammunition, and seven rounds of Cascade Cartridges Inc. 25 AUTO caliber ammunition.

All in violation of Title 18, United States Code, Section 922(g)(1).

FIREARM FORFEITURE ALLEGATION  
(18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c))

The Grand Jury further charges that:

1. Upon conviction of the offense in violation of Title 18, United States Code, Section 922(g)(1) set forth in Count One of this Indictment, the defendant,

CLIVE MCFARLANE,

shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), any firearm or ammunition involved in or used in any knowing commission of the offense.

The property to be forfeited includes, but is not limited to, the following: a Röhm Gesellschaft .25 caliber revolver that bears model number RG42 and serial number 100122, one round of Remington .25 AUTO caliber ammunition, and seven rounds of Cascade Cartridges Inc. .25 AUTO caliber ammunition.

2. If any of the property described in Paragraph 1, above, as being forfeitable pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendant—

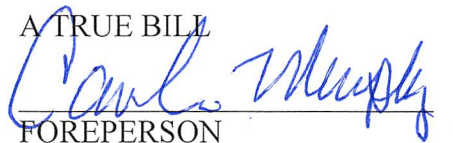
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or,


(e) has been commingled with other property which cannot be divided without difficulty;

then, it is the intention of the United States, pursuant to Title 28, United States Code, Section 2461(c), incorporating Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property described in Paragraph 1, above.

All pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c).

A TRUE BILL

  
FOREPERSON

  
MACKENZIE A. QUEENIN  
ASSISTANT UNITED STATES ATTORNEY  
DISTRICT OF MASSACHUSETTS

District of Massachusetts: September 25, 2019  
Returned into the District Court by the Grand Jurors and filed.

  
DEPUTY CLERK

9-25-19

12:59 pm